

<b>Tribal and IHS Access to 100% Medicaid FMAP</b>		<b>Agency/Program #:</b> 6901-04-G1
		<b>Division:</b> Director's Office
		<b>Program:</b>
<b>Agency Name:</b>	Department of Public Health and Human Services	
<b>Agency Contact:</b>		Enter Phone #
<b>LFC Contact:</b>	Senator Cobb, Senator Williams	
<b>LFD Liaison:</b>	Kris Wilkinson	444-5834
<b>OBPP Liaison:</b>	Pat Sullivan	444-1207

**Program or Project Description:**

Tribal and Indian Health Service (IHS) access to Medicaid and 100% FMAP for services

Appropriation, Expenditure and Source				
Fund Name:	2008		2009	
	Approp.	Expended	Approp.	Expended
General Fund	31,179	9,184	32,427	
State Special				
Federal Funds	31,179	9,184	32,427	
<b>Total:</b>	<b>\$62,358</b>	<b>\$18,368</b>	<b>\$64,854</b>	<b>\$0</b>

Approp & Expenditure numbers are as of April 15, 2008

**Legislative Goal(s):**

Tribal and Indian Health Service (IHS) access to Medicaid and 100% FMAP for services

**Legislative Performance Measures:**

1. CMS approval for reimbursement for personal care attendant services through I.H.S. to obtain 100% federal reimbursement
2. CMS approval for Chippewa-Cree to determine tribal members Medicaid eligibility for certain services
3. CMS approval for tribes to receive Medicaid Administrative Match for Medicaid related activities
4. Amount of pass through 100% FMAP funding to IHS and other tribal medical services.

2009 Biennium Significant Milestones:		Completion Dates	
		Target	Actual
1	Personal care attendant services provided through IHS will be reimbursed using 100% federal funds, retroactive to July 1, 2007.	1/1/2008	1/1/2008
2	The contract between the Department and the Chippewa-Cree for tribal employees to determine Medicaid eligibility will be approved by CMS and activities will begin.	10/1/2007	10/1/2007
3	Seeking CMS approval for tribes to receive Medicaid Administrative Match. Final revisions to the cost allocation plan were made and it was submitted to CMS on April 18, 2008	1/1/2008	
4	Pass through funds of 100% FMAP to IHS	7/1/2007	7/1/2007
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**Agency Performance Report:**

1. This change was implemented in February 2008 with payments retroactive to July 2007. Funds were adjusted from FMAP Medicaid funds to 100% federal funds.
2. The contract with the Chippewa-Cree tribe was finalized in October 2007 and reimburses the Tribe for 2.00 FTE for Medicaid Eligibility Determination. The contract runs from October 2007 through September 2009.
3. The original Cost Allocation Plan (CAP) for Medicaid Administrative Match was submitted to CMS on January 14, 2008. The Department held a Tribal MAM training on February 28, 2008 with MAM Coordinators from six Tribes in attendance. A conference call was held with CMS on February 28, 2008 to discuss the CMS CAP comments. The main CMS issue was that our planned one week time study was not a statistically valid sample. A conference call was held on April 3, 2008 with Tribal staff to discuss the CMS CAP comments with tribes and the consensus was that the tribes track 100% of their time for now, with an option to renegotiate this with CMS. All tribes were given a time period in which to discuss and comment. The CAP document was changed to reflect this along with other minor changes CMS requested and resubmitted on April 18, 2008. We are waiting for CMS to contact us regarding the next steps.
4. As of March 2008, a total of \$32,355,488 of 100% pass through federal funds have been paid to IHS. Previous FY amounts are: FY04--\$ 25,897,307; FY05--\$ 30,696,275; FY06--\$ 20,672,691; FY07--\$ 27,759,931.
5. As a result of these efforts the Senior and Long Term Care Division will recognize an estimated impact of approximately \$380,000 per year starting July 1, 2007 in state funds related to the change in claiming from FMAP to 100% federal for tribal PAS
6. The Tribal Coordinator position is being transferred from the Director's Office to the Human and Community Services Division with an estimated completion of May 31st, 2008.

**LFD Narrative:**

LFD ASSESSMENT: On-Track

DATA RELEVANCE: The information reported in the Agency Performance section relates to the legislative goals and performance measures.

APPROPRIATION STATUS: Appropriation and expenditure data were provided, the information shows the cost of the position completing negotiations between the tribes and the federal government. The expenditures reflect the position vacancy for a number of months during the current fiscal year.

COMMENTS/ISSUES: The workgroup may wish to consider reviewing this goal again in October to determine the status of the federal negotiations to have the tribes receive Medicaid administrative match and to determine the final amount of state fund savings realized from the goal prior to the finalization of budget requests for the 2011 biennium. It would appear the tribes will realize significantly higher amounts of pass through funds in FY 2008 then in previous years.

**OPTIONS:**

- 1) Dismiss from further review
- 2) Review again in October 2008
- 3) Request additional information
- 4) Upgrade or downgrade the rating



Version	Date	Author
	5/21/2008	

Change Description